

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
MBHB Case No. 05-551

In re Application of:)	
)	
Ronan Diffily et al.)	Examiner: Marcia A Golub
)	
Serial No.: 10/540,087)	Group Art Unit: 2828
)	
Filed: January 20, 2006)	Confirmation No.: 6432
)	
For: Frequency Setting of a Multisection Laser)	
Diode Taking into Account Thermal Effects)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Dear Sir:

In the Notice of Allowance mailed on September 22, 2008 in connection with the above-referenced patent application, the Examiner issued statements of reasons for allowance directed to certain claims.

Applicants respectfully submit that, in general, statements of reasons for allowance are only warranted in instances where the record of the prosecution as a whole does not make clear the reasons for allowing one or more claims. In the present case, however, Applicants believe that the record does make clear the reasons for allowance. Thus, while noting the Examiner's statements, Applicants comment that the art of record, alone and in combination, fails to anticipate or render obvious the combination of elements recited by each of the allowed claims.

Thus, to the extent that the Examiner has paraphrased claim elements or has quoted/paraphrased less than the entire combination of elements of any claim or claims in any of

the Examiner's above-referenced statements, Applicants hereby object on the record.

Accordingly, Applicants submit that each allowed claim of the present application should be construed in view of the entirety of that claim's combination of elements, and limited neither by any of the Examiners' statements nor by the recitation therein of any specific claim elements.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: December 22, 2008

By: /Jeffrey P. Armstrong /
Jeffrey P. Armstrong
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